

Df-c



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
MAREIKE KLEE ET AL

Atty. Docket
PHD 99-008

Serial No. 09/483,923
Filed: JANUARY 18, 2000

Group Art Unit: 2831
Examiner: A. DINKINS

BREAKDOWN-RESISTANT THIN FILM CAPACITOR WITH INTERDIGITATED
STRUCTURE

RECEIVED

SEP 23 2004

Commissioner for Patents, Washington, D.C. 20231

Office of Patent Publication
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PETITION TO WITHDRAW ABANDONMENT UNDER MPEP §711.03(c)

Sir:

Applicants hereby petition to withdraw the holding
of abandonment as evidenced by the Notice of Abandonment
dated September 21, 2001 (copy attached).

The holding of abandonment is in error for the
following reasons:

The Issue Fee was due August 13, 2001. The Issue
Fee Transmittal with authorization to charge the Issue Fee to
Assignee's Deposit Account, was mailed by Applicants'
Attorney on July 3, 2001, as evidenced by the attached copy
of the Issue Fee Transmittal, with Certificate of Mailing,
and was received by the Patent Office on July 5, 2001, as
evidenced by the attached copy of the return receipt
postcard.

Since all acts required of Applicants to accomplish
timely payment of the Issue Fee have been carried out by
Applicants, the holding of abandonment was in error, and
Applicants hereby petition for its withdrawal.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

By Ernestine C. Bartlett
Ernestine C. Bartlett #22,861
Attorney
(914) 333-9640

Enclosures: Copy of Notice of Abandonment
Copy of Issue Fee Transmittal
Copy of Receipt Post Card for Issue Fee

CERTIFICATE OF MAILING

It is hereby certified that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

On 11/01/01

By G. Lamprecht



BART

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/483,923	01/18/00	KLEE	M PHD-99.008

Corporate Patent Counsel
U.S. Philips Corporation
500 White Plains Road
Tarrytown NY 10591

7542/0921

EXAMINER

NITAI DINKINS, A

PC OCT 03 2001

ART UNIT

PAPER NUMBER

2831

13

DATE MAILED: 09/21/01

NOTICE OF ABANDONMENT

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____.
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.
- (A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).
- ☐ No response has been received.
- ☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
- ☐ The submitted issue fee of \$_____ is insufficient. The issue fee required by 37 CFR 1.18 is \$_____.
- ☒ The issue fee has not been received.
- ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☐ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

ABANDONMENT
CONTACT PERSON IS:
TOM HAWKINS

Complete and mail this form, together with appropriate fees to:

Box ISSUE FEE
Assistant Commissioner for Patents
Washington, D.C. 20231

JAN 08 2002

MAILING INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE. Blocks 1 through 4 should be completed where appropriate. All other correspondence including the Issue Fee Receipt, the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

MM71/0511

Corporate Patent Counsel
U.S. Philips Corporation
500 White Plains Road
Tarrytown NY 10591

Note: The certificate of mailing below can only be used for domestic mailings of the Issue Fee Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing.

Certificate of Mailing

I hereby certify that this Issue Fee Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above on the date indicated below.

EDNA CHAPA

(Depositor's name)

Edna Chapa

(Signature)

July 3, 2001

(Date)

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/483,923	01/18/00	004	DINKINS, A	2831 05/11/01
First Named Applicant: KLEE, 35 USC 154(b) term ext. = 0 Days.				

TITLE OF INVENTION: BREAKDOWN-RESISTANT THIN FILM CAPACITOR WITH INTERDIGITATED STRUCTURE

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
3 FHD-99.009	361-303.000	625	UTILITY	NO	\$1240.00	08/13/01

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Use of PTO form(s) and Customer Number are recommended, but not required.

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

"Fee Address" indication (or "Fee Address" Indication form PTO/SB/47) attached.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. NORMAN N. SPAIN

2. _____

3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)
PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the PTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

U.S. Philips Corporation

(B) RESIDENCE: (CITY & STATE OR COUNTRY)

New York, New York

Please check the appropriate assignee category indicated below (will not be printed on the patent)

☐ individual ☐ corporation or other private group entity ☐ government

4a. The following fees are enclosed (make check payable to Commissioner of Patents and Trademarks):

☐ Issue Fee☐ Advance Order - # of Copies _____

4b. The following fees or deficiency in these fees should be charged to:

DEPOSIT ACCOUNT NUMBER _____
(ENCLOSE AN EXTRA COPY OF THIS FORM)

☐ Issue Fee☐ Advance Order - # of Copies _____

The COMMISSIONER OF PATENTS AND TRADEMARKS IS requested to apply the Issue Fee to the application identified above.

(Authorized Signature)

(Date)

Norman N. Spain

AB 7/03/01

NOTE: The Issue Fee will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the Patent and Trademark Office.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending on the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND THIS FORM TO: Box Issue Fee, Assistant Commissioner for Patents, Washington D.C. 20231

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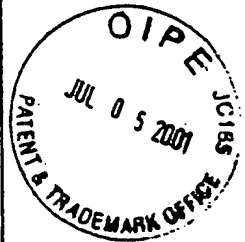
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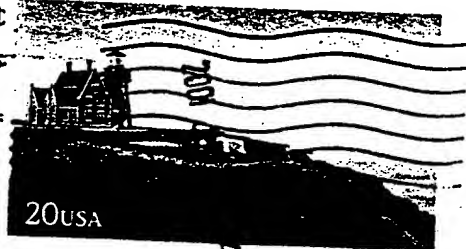


PLEASE DATE STAMP AND RETURN TO
ACKNOWLEDGE RECEIPT OF NOTED DOCUMENTS

Application	<input type="checkbox"/>	Amendment.....	<input type="checkbox"/>
_____ Pages of		Issue Fee	<input checked="" type="checkbox"/>
spec., claims & abs.		Notice of Appeal....	<input type="checkbox"/>
Con. Doc.....	<input type="checkbox"/>	Extension.....	<input type="checkbox"/>
Drawings	Inf. <input type="checkbox"/>	Mailing Cert.....	<input checked="" type="checkbox"/>
No. Sh.....	For. <input type="checkbox"/>	Assignment.....	<input type="checkbox"/>
Power of Att.....	<input type="checkbox"/>	Decl. - signed	<input type="checkbox"/>
MLG. Date <u>July 3, 2001</u>		- unsigned ...	<input type="checkbox"/>



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